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10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**

12 HONEY MAIN,) CIVIL NO. 1:23-cv-00899-EPG
13 Plaintiff,)
14 v.) **STIPULATION TO VOLUNTARY**
15 Commissioner of Social Security,) **REMAND PURSUANT TO SENTENCE**
16 Defendant.) **FOUR OF 42 U.S.C. § 405(g) AND TO**
17) **ENTRY OF JUDGMENT; ORDER**
18) **(ECF No. 22)**

19 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant Kilolo
20 Kijakazi, Acting Commissioner of Social Security (“Defendant”), through their undersigned
21 counsel of record, that the above-entitled action shall be remanded to the Commissioner of
22 Social Security for further administrative proceedings.

23 Upon remand, the Appeals Council will remand the case to an Administrative Law
24 Judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the evidence of record. The
25 parties further request that the Court direct the Clerk of the Court to enter a final judgment in
26 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

27 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
28 Social Security Act, 42 U.S.C. 405(g).

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2 Dated: February 6, 2024

/s/ Jonathan O. Peña*

JONATHAN O. PENA

Attorney for Plaintiff

*Authorized via e-mail on February 6, 2024

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ORDER

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment (ECF No. 22) and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g). The Clerk of the Court is directed to enter a judgment in favor of Plaintiff and against Defendant. Additionally, given the parties' stipulation, the Clerk of Court is directed to terminate Plaintiff's motion for summary judgment as no longer pending. (ECF No. 20).

IT IS SO ORDERED.

Dated: **February 6, 2024**

/s/ Eric P. Grogan
UNITED STATES MAGISTRATE JUDGE